Kansas Department of Agriculture Division of Water Resources CHANGE: P/U WORKSHEET

Document Signature <u>LPL</u>	D	OC	um	ent	Sig	natu	re	<u>LP</u>	L
-------------------------------	---	----	----	-----	-----	------	----	-----------	---

1. File Number: 48,175	2. Status Change Date: . 7 /19/2016	3. Change Num:	4. Field Office:	5. GMD:
	,	Dismiss by Reques	t/Failure to Return	7. Filing Date of Change: 12/31/14
8a. Applicant(s) New to system □	Person ID 62511 Add Seq#	8c. Landown	• •	Person IDAdd Seq#
JAMES E LITTON 2878 US HWY 24 BELOIT KS 67420				
·.`				
8b. Landowner(s) New to system □	Person ID 57256 Add Seq#	8d. WUC New to sy	stem 🗌	Person ID 63707 Add Seq#
MARK CHAPMAN ESTAT PO BOX 1622 SEALY TX 77474	ΓE ·	571 N 3	R LITTON BOTH RD CO KS 67445	
9. Documents and Enclosure(s): DV	VR Meter(s) Date to Compl	y: <u>12/31/17</u>	N & P Date t	o Comply:
☐ Anti-Reverse Meter ☐ Meter	Seal 🛛 Check Valve	□ N & P Form	☐ Water Tube ☐	Driller Copy
☐ Conservation Plan Date Require	ed: Da	te Approved:	Date	to Comply:
10. Use Made of Water From:	. ,	. To: <u>.</u>		
			Date Prepared: 65/4 Date Entered: コル	

File No. 48,175	5		11. C	ount	у: ОТ		Bas	sin: S	OLOM	ON RI	VER			S	tream:							Fo	rmation Co	ode:	Special Use:	
12. Points of Diver	rsion			,														Rate a	and Q	uantity						
T MOD DEL PDIV								•										Α	uthori	zed		Ad	dditional		,	
ENT	Qualifie	or		s	Т		R	ID	•	N	ʻW		Com	ment				Rate gpm/c		Quantit af/mgy		Rate gpm/c			Overlap PD Files	
NO CHANGE																										
•				• •			•																		,	
					*						•															
						,																				
												·								٠		J				
13. Storage: Rate			-		NF		Quar	ntity _					ac/ft	Α	ddition	al Rat	e				NF	Addit	ional Quar	ntity		ac/ft
14. Limitation:				af/yı	at					gpm (_				cfs) w	hen co	mbine	d with	file nu	ımber	(s) <u>No</u>	ne					
Limitation:				af/yı	at					gpm (cfs) w	hen co	mbine	d with	file nu	umber	(s)						
15. 5YR Allocation:	Alloc	ation 7	Гуре		_ ;	Star	t Year			5 YR	Amoui	nt		Amo	ount Ur	nit		Base .	Acres		_ c	omment _				
16. Place of Use	·	· · · · · · ·					NE	1/4			NW	11/4			sv	V1/4			s	E¼		Total	Owner	Chg?	Overlap Files	
MOD DEL ENT PUSE	s T	R	ı)		NE %	NW 1/4	SW 1/4	SE ¼	NE ¼	NW ¼	SW 1/4	SE ¼	NE 1/4	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW 1/4	SE ¼				. ,	
MOD 6441 1	18 105	3 3 W	, 1					35	35					i	Lot 2 36.5	l	[40	40		307.13		No	48,504; 49,246)
	,							٠											,							
, · · · · · · · · · · · · · · · · · · ·															,		,						•			
Comments:	-																· · · · · · · · · · · · · · · · · · ·									
					,													•				,				,

KANSAS DEPARTMENT OF AGRICULTURE Division of Water Resources

<u>M E M O R A N D U M</u>

TO: Files

DATE:

June 26, 2016

FROM:

Austin McColloch

RE: Appropriation of Water, File No. 48,175

Appropriation of Water, File No. 48,504

New Application, File No. 49,246

Taner Litton has filed the referenced new application (File No. 49,246) to appropriate 91 acre-feet of groundwater at a diversion rate of 1,200 gallons per minute for irrigation on 70 acres as well as use on an existing place of use authorized under Water Appropriation, File Nos. 48,175 & 48,504. The well is located in the Northeast Quarter of Section 18, township 10 South, Range 3 West, Ottawa County, and the source of supply is the unconfined Dakota aquifer system located in the drainage basin of the Solomon River. At the current time, the proposed 70 acres additional place of use is not overlapped with Water Appropriation, File Nos. 48,175 & 48,504. However, change applications for the referenced files has been filed to create an overlap in place of use with all three files. The new application and both change applications will be processed as a package.

The new application was worked by Doug Schemm, Environmental Scientist, Topeka Field Office, and in a March 30, 2016 email with Kelly Stewart, Water Commissioner, Stockton Field Office, a recommendation for approval was received.

The change in place of use for File Nos. 48,175 & 48,504 will increase the irrigated acres by 70 acres bringing the total up to 307.13. This is 1.13 acres more than requested on the application due to a correction of acres connected with File Nos. 48,175 & 48,504 having Lots associated with the place of use. These Lots have already been legally irrigated from the start of approval of appropriation of File No. 48,504, thus not requiring the applicant to resubmit an application for the new appropriation and change files as this is a correction not an increase in requested acres. The proposed change in place of use complies with K.A.R. 5-5-3 due to the new application, thus meeting K.A.R. 5-5-11(b)(6).

Per the definition in K.A.R. 5-1-1(iiii) the "Unconfined Dakota aquifer system" means that a portion of the Dakota aquifer system not overlain by a confining layer in which the aquifer is in equilibrium with atmospheric pressure. A well log submitted with both Water Appropriation, File No. 48,175, and new application, File No. 49,246, and others nearby indicate that sand or a sandstone layer was encountered at a relatively shallow depth of approximately 23 feet below ground surface, and it appears to be fairly continuous in this local area. This shallow layer contains some alluvial deposits in this local area as well. The primary aquifer (sandstone) extends from 68 feet to 154 feet below ground surface. It is important to note that static water levels in these area wells are typically at the same depth as this shallow sand or sandstone layer. In addition, a well log from the Southeast Quarter of Section 18 indicates water was encountered at 25 feet below ground to top of screen. Since the shallow aquifer layer is

producing water, it is likely that if it were also included in the screened interval, the entire aquifer would be more in equilibrium with atmospheric pressure. Therefore, because of the shallow depth to water first encountered, and static water for this appropriation is more representative of the unconfined Dakota aquifer system.

Per K.A.R. 5-3-11, an evaluation of safe yield includes the entire 2 mile area of consideration around the point of diversion. With a recharge of 2.6 inches, and 75% of recharge available for appropriation, this results in a safe yield of 1,326.93 acre-feet. There are six other water rights within this area of consideration that have appropriated 908.8 acre-feet, leaving 418.13 acre feet available, therefore these applications meet safe yield requirement.

The applicant identified one domestic well within one half-mile from the proposed point of diversion, and is located over 2,000 feet away. A nearby notification letter was sent to the domestic well owner, Craig McHenry, on March 18, 2016. No response was received. The WRIS database shows the nearest permitted water right is over 3,000 feet away. The proposed point of diversion for the new application meets minimum well spacing requirements for the unconfined Dakota aquifer system, located over one-half mile to the nearest permitted well, and over 1,320 feet to the nearest domestic well.

In a June 27, 2016 e-mail, Kelly Stewart, Water Commissioner, Stockton Field Office, recommended approval of the application.

Based on the above discussion, the area is open to new appropriations, the applicant meets safe yield and well spacing criteria, and the approval of the applications will not impair senior water rights nor prejudicially or unreasonably affect the public interest, it is recommended that the referenced new application be approved in conjunction with the change applications in place of use. The change is reasonable, impairment of existing water rights is unlikely, and the additional acres is covered by the new application, resulting in no increase in consumptive use, it is recommended that the referenced change applications be approved.

Austin McColloch
Environmental Scientist

Months millen





900 SW Jackson, Room 456 Topeka, Kansas 66612 (785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

July 21, 2016

JAMES E LITTON 2878 US HWY 24 BELOIT KS 67420

RE: Appropriation of Water, File Nos. 48,175 & 48,504

PRI.E COPY

Dear Mr. Litton:

Enclosed are the orders executed by the Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, approving the applications for change under the referenced files. These orders modify the authorized place of use to allow for the new irrigation of the Northeast Quarter of Section 18, Township 10 South, Range 3 West, Ottawa County, Kansas.

Since these orders modify the original documents referred to above, they should be recorded with the Register of Deeds as other instruments affecting real estate.

Your attention is directed to the enclosures and to the terms, conditions, and limitations specified in the approvals for change. A condition of the approvals is that an acceptable water flowmeter must be installed on the diversion works authorized. Please return the required notification of installation of the meter as soon as this action is completed.

Please be reminded that reports of water usage must be submitted to this office annually. Records indicating the amount of water used should be furnished to the Chief Engineer by March 1 following the end of the previous calendar year so that the continued use of water becomes a matter of record in this office. The owner, or his or her legally designated agent, is held responsible for submitting annual water use reports. Failure to file an accurate water use report is a violation of law which makes you subject to civil penalties.

The water use correspondent remains as:

TANER LITTON 571 N 30TH RD GLASCO KS 67445 If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent A. Turney, P.G.

Change Applications Unit Supervisor

Division of Water Resources

BAT:am Enclosures

pc:

Stockton Field Office Taner Litton

Mark Chapman Estate

KANSAS DEPARTMENT OF AGRICULTURE

Jackie McClaskey, Secretary of Agriculture

DIVISION OF WATER RESOURCES

David W. Barfield, Chief Engineer

APPROVAL OF APPLICATION FOR CHANGE IN PLACE OF USE APPROPRIATION OF WATER, FILE NO. 48,175

The Chief Engineer, Division of Water Resources, Kansas Department of Agriculture, after due consideration of the written application of James E. Litton, 2878 US 24 Hwy, Beloit, Kansas 67420, on behalf of Mark Chapman Estate, PO Box 1622, Sealy, Texas 77474, received in the office of the Chief Engineer on December 31, 2014, for approval of a change in the location of the place of use, under Approval of Application, File No. 48,175, as modified and amended by the Order of the Chief Engineer dated April 22, 2014, approving the application to change the authorized place of use, for permit to appropriate water for beneficial use, finds that the change is reasonable and will not impair existing rights, and that the application should be and is hereby approved.

The effective date of the change shall be the date this order is executed by the Chief Engineer, after which the authorized location of the place of use shall be:

Saa .	Tun D			NE	Ξ1/4		.*	NV	V¾			sv	V1⁄4			SE	1/4		
Sec.	Twp. R	ange	Nȼ	NW1/4	SW1/4	SE%	NE1/4	NW1/4	sw%	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	TOTAL
10	100	21/1/			35	35					Lot 1	Lot 2	Lot 2	Lot 1		40	40		307.13
18	10S	3W			35	33					40	36.5	40.63	40		40	40		307.13

a total of 307.13 acres, in Township 18 South, Range 3 West, Ottawa County, Kansas,

located substantially as shown on the topographic map accompanying the application to change the place of use.

All diversion works into which any type of chemical or other foreign substance will be injected into the water pumped from the diversion works shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of the water supply. The type of valve installed shall meet specifications adopted by the Chief Engineer and shall be maintained in an operating condition satisfactory to the Chief Engineer.

The water right owner shall properly install an acceptable water meter on the diversion works authorized under this water appropriation, prior to the use of water, in strict accordance with the Kansas Administrative Regulations 5-1-4 through 5-1-12 adopted by the Chief Engineer. The water right owner shall notify the Chief Engineer when installation of the water meter has been completed. The water right owner shall maintain the water meter in an operating condition satisfactory to the Chief Engineer, at all times during diversion of water and shall maintain records from which the total quantity of water diverted may be determined. The water right owner shall also report the reading of said water meter and the total quantity of water diverted annually to the Chief Engineer. Such records shall be furnished to the Chief Engineer by March 1 following the end of each calendar year.

In all other respects, the Approval of Application, File No. 48,175, for permit to appropriate water for beneficial use, is as stated and set forth in the approval dated December 27, 2012, as modified and amended by the aforementioned order.

This Order shall become a final agency action, as defined by K.S.A. 77-607(b), without further notice to the parties, if a request for hearing or a petition for administrative review is not filed as set forth below.

Request for Hearing. According to K.A.R. 5-14-3(c), any party who desires a hearing must submit a request within 15 days after the date shown on the Certificate of Service attached to this Order. Filing a request for a hearing will give you the opportunity to submit additional facts for consideration, contest any findings made by the Chief Engineer or present any other information you believe should be considered in this matter. A timely-filed request for hearing will stay the deadline for requesting administrative review of this Order pending the outcome of the hearing.

Petition for Review. Any person aggrieved by this Summary Order may petition for administrative review, pursuant to K.S.A. 82a-708b(a) and K.S.A. 82a-1901(a). The petition must be filed within 30 days after the date shown on the Certificate of Service attached to this Order and must set forth the basis for the review, unless stayed by the timely filing of a request for hearing.

Any request for hearing or petition for administrative review shall be in writing and shall be submitted to the attention of: Chief Legal Counsel, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, Kansas 66502, Fax: (785) 564 - 6777.

Ordered this 19th day of July

, 2016, at Topeka, Shawnee County, Kansas.

Lane P. Letourneau, L.G.
Program Manager
Division of Water Resources
Kansas Department of Agriculture

State of Kansas

SS

County of Riley

The foregoing instrument was acknowledged before me this 19th day of July , 2016, by Lane P. Letourneau, L.G., Program Manager, Division of Water Resources, Kansas Department of Agriculture.

AMBER L. HERRING
My Appointment Expires
December 15, 2018

Notary Public

CERTIFICATE OF SERVICE

On this 2 day July , 2016, I hereby certify that the attached Approval of Application for Change in Place of Use, File No. 48,175 dated, July 19, 2016 was mailed postage prepaid, first class, US mail to the following:

JAMES E LITTON 2878 US HWY 24 BELOIT KS 67420

With photocopies sent to:

TANER LITTON 571 N.30TH RD GLASCO KS 67445

MARK CHAPMAN ESTATE PO BOX 1622 SEALY TX 77474

Stockton Field Office

Division of Water Resources

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
109 SW 9th Street, 2nd Floor
Topeka, KS 66612-1283
www.ksda.gov/dwr

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



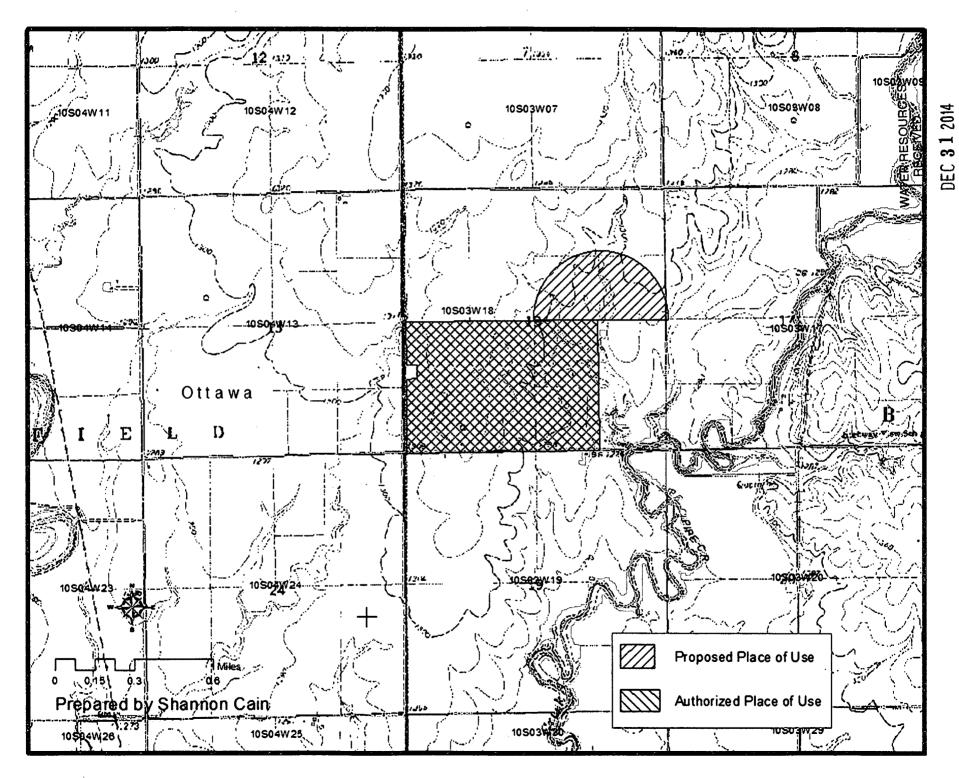
Filing Fee Must Accompany the Application (Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby made for approval of the Chief Engineer to change the Place of Use Check one or more Point of Diversion Use Made of Water	WATER RESOURCES RECEIVED DEC 3 1 2014
	F1- N- 40 475	KS DEPT OF A GRICULTURE
	File No. <u>48,175</u>	
2.	Name of applicant SAMES E. CITTON	
	Address: 2878 US 24 Hw-f	
	City, State and Zip: RUOIT, KS 47470	
	Phone Number: (785) 738 - 8516 E-mail address:	·
	What is your relationship to the water right; owner tenant agent other? If other, pl	ease explain.
	Name of water use correspondent: JANER LITTER	
	Address: 571 N 30T# Ro	
	City, State and Zip:	
	Phone Number: (785) 788 - 7952 E-mail address: Diketrailcottle@on	utlook.com
3.	The change(s) proposed herein are desired for the following reasons (please be specific): <u>To overlap in place of use with new application and #48,504.</u>	
	The change(s) (was) (will be) completed by <u>upon approval.</u> (Date)	
F.	or Office Use Only: O. 3 GMD — Meets K.A.R. 5-5-1 (FS) NO) Use IRR Source G S County OT ode CPU Fee \$ 300 TR # 500 Receipt Date 13-31-14	By BAT Date (-5-/5) Check # 913

APPLICATION COMPLETE

1113/2015 WM



																Eilo Na	. 40 4	7 5	
The	7	ently au		-					1						ı	THE INC	o. <u>48,1</u>	10	
	Owne	er of La	nd	NAM	E:		Man	ic C	HAP	ma	2	ESTE	۲T_						
					s:	•								1471	1				~~~~~~
		-		NE	1/4	·····		NV	V1/4			sv	11/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
18	10	3W									36	40	40	40		40	40		236
		******	<u> </u>										-un-C-0						
any	other	water r	rights t	hat co	ver th	is plac	e of u	se. <u>48</u>	504 8	<u>k new</u>	applic	ation							
	Owne	er of La	nd	NAM	E:											 			
			AD	DRES	S:														
				NE				NV	V1/4				11/4			SE			TOTAI ACRE
Sec.	Twp.	Range	NE%	NW1/4	SW1/4	SE1/4	NE1/4	NW¼	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	7101121
								•			i .		1		1	L			
t anv	other	water	rights t	hat co	over th	is plac	e of u	se		-									
t any		water r	_			-			dditior	nal she	eets as	s nece	ssary.)					
	(If the	ere are	more	than tv	vo lan	downe	ers, att	tach a	dditior	nal she	eets as	s nece	ssary.)					
	(If the	ere are	more t	than tv	vo lan of use	downe	ers, att	tach a					ssary.)					
	(If the	ere are	more the pand	than tv place (wo lan of use IE:	downed be ch	ers, att	tach a	mem.	لمها	Est	472							
	(If the	ere are	more the pand	than to place of NAM DRES	wo lan of use IE:	downed be ch	ers, att	tach a	189	لمها	Est	ms TX	77) 4 74					
It is	(If the	ere are osed that er of La	more fat the pand — AD	than to place (NAM DRES	wo lan of use IE: SS:	be ch	anged	tach a	789 174	Sin	Est MY,	TX SV	77	474		ī	E¼ SW%	SEV	
It is	(If the prope Owne	ere are osed that er of La	more the pand	than to place of NAM DRES	wo lan of use IE: SS: SW1/4	be ch	ers, att	tach a	789 174	لمها	Est NE%	TX SV NW1/2	77 vv. swv.	474 SE%	NE¼	NW1/4	SW1/4	SE%	TOTAL
It is	(If the	ere are osed that er of La	more fat the pand — AD	than to place (NAM DRES	wo lan of use IE: SS:	be ch	anged	tach a	789 174	Sin	EST NEW USI	SV NW1/2 LTT2 40	77 vv. swv. crz 46	SE% L31 40		ī		SE1/4	
It is	(If the prope Owne	ere are osed that er of La	more fat the pand — AD	than to place (NAM DRES	wo lan of use IE: SS: SW1/4	be ch	anged	tach a	789 174	Sin	EST NEW USI	TX SV NW1/2	77 vv. swv.	SE% L31 40		NW1/4	SW1/4	SE1/4	ACRE
It is	(If the prope Owne	ere are osed that er of La	more fat the pand — AD	than to place (NAM DRES	wo lan of use IE: SS: SW1/4	be ch	anged	tach a	789 174	Sin	EST NEW USI	SV NW1/2 LTT2 40	77 vv. swv. crz 46	SE% L31 40		NW1/4	SW1/4	SE14	ACRE
It is	(If the proper of the proper o	ere are osed that er of La	more that the pand — AD NE%	nan ty NAM DRES NE	wo lan of use IE: SS: SW½ 35	be ch	anged MNK Be	tach a	789 174	Sin	EST NEW USI	SV NW1/2 LTT2 40	77 vv. swv. crz 46	SE% (3) 40		NW1/4	SW1/4	SE%	ACRE
It is	Owner other	ere are osed that er of La Range 3W	more in the part the	NAM DRES NE NW1/4	wo lan of use IE: SS: SW½ 35	be ch	ers, attended anged NE%	NW%	389 V% SW%	Sin	EST NEW USI	SV NW1/2 LTT2 40	77 vv. swv. crz 46	SE% (3) 40		NW1/4	SW1/4	SE1/4	ACRE
It is	Owner other	ere are psed that er of La Range 3W	more in at the part of the par	NAM DRES NE NW1/4	wo lan of use IE: SS: SW½ 35 over th	be ch	ers, attended anged NE%	NW%	389 V% SW%	Sin	EST NEW USI	SV NW1/2 LTT2 40	77 vv. swv. crz 46	SE% (3) 40		NW1/4	SW1/4	SE14	ACRE
It is	Owner other	ere are psed that er of La Range 3W	more in at the part of the par	NAM DRES NE NW1/4	wo lan of use IE: SS: SW½ 35 over th	be ch	ers, attended anged NE%	NW%	389 V% SW%	Sin	EST NEW USI	5V NW1/4 1572 490 276.5	77 vv swv 272 28 vo. 63	SE% (3) 40		40	40	SE%	306
It is	Owner other	ere are psed that er of La Range 3W	nd — AD NE%	NAM DRES NE NW1/4	wo lan of use IE: SS: SW½ 35 over th	be ch	ers, attended anged NE%	NW%	389 V1/4 SW1/4	Sin	EST NEW USI	5V NW1/2 26.5	77 vv. swv. crz 46	SE% (3) 40		40	40 40	SE¼	ACRES
It is	Owner other	ere are psed that er of La Range 3W water representations of La	nd — AD NE%	NAM DRES NE NW1/4	wo lan of use IE: SS: SW½ 35 Diver th	be ch	ers, attended angeon with the second with the second with the second angeon with the second and the second and the second angeon with the second angeon with the second and the seco	NW%	389 V1/4 SW1/4	SE1/4	Est NE% 131 36 MO	5V NW1/2 26.5	77 SW 1/2 246 1/0.152	SE% 40	NE%	40 SE	40 40		ACRES 306

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY 2014

List any other water rights that cover this place of use.

WATER RESOURCES

RECEIVED

				1 1	le No. <u>48,175</u>	
6.	The presently authorized po	oint(s) of diversion (is) (are	e) one well			
•	, , , , , , , , , , , , , , , , , , ,	(-, -, -, -, -, -, -, -, -, -, -, -, -, -	,	(Provide description and number	er of points)	
7.	The proposed point(s) of div	version (is) (are) <u>no chanc</u>	ge	(Provide description and number	or of points)	
	List all presently sutheriz	ad naint/a) of divarsion:		(Floride description and number	or points)	
_ [List all presently authoriz				· · · · · · · · · · · · · · · · · · ·	
8.	Presently authorized poin			Overden of the	1.40	
	One in the					
Ì	of Section 18					
	in Ottawa	-		4115 teet vvest of S	outneast comer of sec	CTION.
	Authorized Rate 600 gp		•		F434443	
ĺ	(DWR use only: Compute				teet west)	
ļ						;
	Proposed point of diversi					
	One in the					
	of Section	, Township		South, Range		W,
	in	-		feet West of S	outheast comer of sec	ction.
	Proposed Rate		-	<u> </u>		
	This point is: Additional	Well	ist other water rights	s that will use this point _		<u> </u>
			·			
9.	Presently authorized poin				_	
	One in the					
	of Section					
	in				outheast comer of sec	ction.
	Authorized Rate	Authorized Quan	tity	-		
	INVID was salve Compute	SE ID NA	ABC	fact North	foot (Most)	
	(DWR use only: Compute				reet west)	
	☐ This point will not be c				leet West)	
	☐ This point will not be c	hanged	will be changed as	s follows:		
	This point will not be concern the Proposed point of diversion one in the	hanged	will be changed as nange is requested	s follows: Quarter of the	Q	uarter
	☐ This point will not be c	hanged	will be changed as nange is requested	s follows: Quarter of the	Q	uarter W,
	This point will not be concern the Proposed point of diversion of Section in	hanged	will be changed as sange is requested feet North	s follows: Quarter of the South, Range	Q	W,
	This point will not be c Proposed point of diversi One in the of Section	hanged	will be changed as sange is requested feet North	s follows: Quarter of the South, Range	Q	W,
	This point will not be concern the Proposed point of diversion of Section in	hanged	will be changed as nange is requested feet North	s follows: Quarter of the South, Range feet West of S	outheast comer of sec	W, ction.
	☐ This point will not be control of diversion one in the of Section in	hanged	will be changed as nange is requested feet North	s follows: Quarter of the South, Range feet West of S	outheast comer of sec	W, ction.
10.	This point will not be converged point of diversing One in the	hanged	will be changed as nange is requested feet North ty ist other water rights	s follows: Quarter of the South, Range feet West of S that will use this point _	outheast comer of sec	W, ction.
10.	This point will not be converged point of diversing One in the	hanged	will be changed as nange is requested feet North ty ist other water rights	s follows: Quarter of the South, Range feet West of S that will use this point _ Quarter of the	outheast comer of sec	W, ction.
10.	This point will not be concentrated point of diversing the content of section in	hanged	will be changed as nange is requested feet North ty ist other water rights	s follows: Quarter of the South, Range feet West of S that will use this point Quarter of the South, Range	outheast comer of sec	W, etion.
10.	This point will not be concentrated point of diversing the concentration of Section concentrated point of Section concentrated point of Section concentrated point of Section concentrated point concentrated point of Section concentrated point of diversing concentrated point concentrated	hanged	will be changed as nange is requested feet North ist other water rights feet North	s follows: Quarter of the South, Range feet West of S that will use this point _ Quarter of the South, Range feet West of S	outheast comer of sec	W, etion.
10.	This point will not be control of diversion one in the of Section in Proposed Rate This point is: Additional One in the of Section in Additional One in the of Section in Authorized Rate Authorized Rate	hanged	will be changed as nange is requested feet North ty ist other water rights feet North	s follows: Quarter of the South, Range feet West of S that will use this point _ Quarter of the South, Range feet West of S	outheast comer of second	W, etion.
10.	Proposed point of diversion one in the proposed Rate This point is: Additional Presently authorized point One in the point of Section in Authorized Rate (DWR use only: Computer Proposed Rate (DWR use only: Computer Rate point on the point of Section point on the point of Section point of Sectio	hanged	feet North feet North feet North sty feet North feet North feet North feet North feet North	s follows: Quarter of the South, Range feet West of S that will use this point Quarter of the South, Range feet West of S feet North	outheast comer of second	W, etion.
10.	Proposed point of diversion one in the of Section in Proposed Rate This point is: Additional Presently authorized point one in the of Section in Authorized Rate (DWR use only: Compute of This point will not be continuated to the point of Section in Authorized Rate (DWR use only: Compute of This point will not be continuated to the point of Section in Authorized Rate (DWR use only: Compute of Section in International In	hanged	feet North feet North feet North sty feet North feet North with feet North tity feet North tity will be changed as	s follows: Quarter of the South, Range feet West of S that will use this point _ Quarter of the South, Range feet West of S feet West of S feet North s follows:	outheast comer of second	W, etion.
10.	Proposed Point of diversion one in the proposed Rate This point is: Additional Presently authorized point of Section in Authorized Rate (DWR use only: Compute Proposed Point of diversion of diversion one in the proposed Proposed Point of diversion one in the proposed point of diversion on the p	hanged	feet North feet North feet North feet North tity feet North tity feet North tity ange is requested	S follows: Quarter of the South, Range feet West of S that will use this point Quarter of the South, Range feet West of S feet North s follows:	outheast comer of second outheast comer outheast comer of second outheast comer of second outheast comer outhea	W, etion.
10.	Proposed point of diversi One in the of Section in Proposed Rate This point is: Additional Presently authorized point One in the of Section in Authorized Rate [DWR use only: Compute This point will not be of Proposed point of diversi One in the	hanged	feet North feet North feet North feet North gray feet North tity GPS will be changed as	S follows: Quarter of the South, Range feet West of S that will use this point _ Quarter of the South, Range feet West of S feet North S follows: Quarter of the	outheast comer of second outheast comer of second outheast comer of second feet West)	w, ction.
10.	This point will not be conversed point of diversing One in the section in section sect	hanged	feet North feet North feet North feet North with feet North feet North with feet North tity feet North will be changed as	g follows: Quarter of the South, Range feet West of S that will use this point _ Quarter of the South, Range feet West of S feet North s follows: Quarter of the South, Range South, Range	outheast comer of second outheast comer of second outheast comer of second feet West)	W, ction.
10.	This point will not be concentrated point of diversing the content of section in	changed	feet North feet North feet North feet North feet North tity GPS will be changed as ange is requested	g follows: Quarter of the South, Range feet West of S Sthat will use this point Quarter of the feet West of S feet North s follows: Quarter of the feet West of S feet West of S feet West of S South, Range feet West of S feet West of S	outheast comer of second outheast comer of second outheast comer of second feet West)	W, ction.
10.	This point will not be conversed point of diversion one in the of Section in Proposed Rate This point is: Additional Presently authorized point One in the of Section in Authorized Rate (DWR use only: Compute This point will not be conversed point of diversion one in the of Section in Proposed Point of diversion in Proposed Rate	changed	feet North feet North feet North feet North ist other water rights feet North feet North tity GPS will be changed as nange is requested feet North feet North ty	g follows: Quarter of the South, Range feet West of S that will use this point Quarter of the South, Range feet West of S feet North s follows: Quarter of the feet West of S feet West of S	outheast corner of second outheast corner outheast cor	W, etion.
10.	This point will not be concentrated point of diversing the content of section in	changed	feet North feet North feet North feet North ist other water rights feet North feet North tity GPS will be changed as nange is requested feet North feet North ty	g follows: Quarter of the South, Range feet West of S that will use this point Quarter of the South, Range feet West of S feet North s follows: Quarter of the feet West of S feet West of S	outheast corner of second outheast corner outheast cor	W, etion.
	This point will not be conversed point of diversion one in the of Section in Proposed Rate This point is: Additional Presently authorized point One in the of Section in Authorized Rate (DWR use only: Compute This point will not be conversed point of diversion one in the of Section in Proposed Point of diversion in Proposed Rate	changed	feet North tity GPS will be changed as nange is requested feet North ty ist other water rights	g follows: Quarter of the South, Range feet West of S that will use this point _ Quarter of the South, Range feet West of S feet North s follows: Quarter of the s tollows: Quarter of the s tollows: South, Range feet West of S that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point s that will use this point	outheast corner of second outheast corner outhea	warter ction.

2.	The	pre	sently authorized use of water is for irrigation	purposes.
	It is	prop	posed that the use be changed to no change	purposes.
3.		•	ing the place of use and/or use made of water, describe how the consumptive pplication is being filed concurrently.	
	•			
	(Plea	se s	how any calculations here.)	
4.	It is	requ	uested that the maximum annual quantity of water be reduced to N/A	(acre-feet or million gallons).
5.	It is	requ	uested that the maximum rate of diversion of water be reduced to N/A	gallons per minute (c.f.s.).
6.	1:24 Kan Dist show	I,000 sas anci uld a	olication must include either a topographic map or detailed plat. A U.S. Geo D, is available through the Kansas Geological Survey, 1930 Constant Ava 66047-3726 (www.usgs.gov). The map should show the location of the pro- es North and West of the Southeast corner of the section must be shown. also be shown. Identify the center of the section, the section lines and the section and range numbers on the map. In addition the following information.	enue, University of Kansas, Lawrence, esently authorized point(s) of diversion. The presently authorized place of use ection comers and show the appropriate
	a.	lf a	change in the location of the point(s) of diversion is proposed, show:	
		1)	The location of the proposed point(s) of diversion. Distances North and Wesmust be shown. Please be certain that the information shown on the map Paragraph Nos. 9, 10 and 11 of the application.	st of the Southeast comer of the section p agrees with the information shown in
		2)	If the source of supply is groundwater, please show the location of exist domestic wells, within $\frac{1}{2}$ mile of the proposed well or wells. Identify each variating address of the property owner or owners. If there are no wells within	well as to its use and furnish name and
		3)	If the source of supply is surface water, the names and mailing addresses and $1\!\!\!/_2$ mile upstream from your property lines must be shown.	of all landowner(s) ½ mile downstream
			change in the place of use is desired, show the proposed place of use by ain that the information shown on the map agrees with the information shown	
7.	loca well	l so log:	documentation to show the change(s) proposed herein will not impair existir urce of supply as to which the water right relates. This information may incl s, test hole logs, and other information as necessary information to show the elow.	lude statements, plats, geology reports,
			Constitution of the Consti	
8.	ider requ	itify uest	oposed change(s) does not meet all applicable rules and regulations of the later the rules and regulations for which you request a waiver. State the reason should be granted. Attach documentation showing that granting the request prejudicially and unreasonably affect the public interest.	n why a waiver is needed and why the

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY SOURCES RECEIVED

DEC 3 1 2014

File No. <u>48,175</u>

Any use of water that is not as authorized by the water right or permit to authorize water before the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-723(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executor, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorize authorized to make this application on their behalf, a complete. By filing this application I authorize the chic	nd declare further that I	the statement	s contained herein	are true, correct, an
	Texas: 1841			20 16
Cherry 2. Mellerthin		es de	(Spouse)	
Chery L. Mellenthins (Owner) Chery L. Mellenthin (Please Print)			(Please Print)	
(Owner).			(Spouse)	
(Please Print)	7. (1997) 1. (1997) 1. (1997)		(Please Print) . 8	
(Owner)		and the second second	(Spouse)	
(Please Print) State of Aug (Aug (Aug (Aug (Aug (Aug (Aug (Aug		The second secon	(Please Print)	
County of $\frac{(2)(1-3)}{(1-3)}$ I hereby certify that the foregoing application was $\frac{(20+3)(1-3)}{(20+3)}$ My Commission Expires $\frac{(20+3)(1-3)}{(20+3)}$	signed in my presence	and sworn t	to before me this. A Color of the color of	day of
CARLA REICHARDT Notary Public: State of Texas My Commission Expires My Commission Expires Each accident to change the point of diversity that the point of	EEE SCHEDULE version or the use made of	f the water und	er this section shall b	e accompanied by the
(1) Application to change a point of diversion 300 (2) Application to change a point of diversion more (3) Application to change the place of use (4) Application to change the use made of the wat	e man ouv reet			\$100 \$200 \$200 \$300

Make check payable to Kansas Department of Agriculture

WATER RESOURCES
RECEIVED

MAY **02** 2016

F	ile	N	O	48	1 1	75

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executor, conservator), it will be necessary to attach proper documents showing such authority.

					
authorized to make this a complete. By filing this as	er of the currently authorized pl pplication on their behalf, and o oplication I authorize the chief en and 15 of this application.	declare furth	er that the statemer	nts contained herein ar	e true, correct, and
Dated at Belout	t accordan.	Kansas, this	24th day of	Decomber	,20 14
James - Co	Lillow POA	•	, _		
Janes E.	(Owner)			(Spouse)	
(F	Please Print)	_		(Please Print)	
	(Owner)			(Spouse)	
(F	Please Print)			(Please Print)	
	(Owner)			(Spouse)	
(F	Please Print)			(Please Print)	
State of Kansas County of Mitche	00 ss				
I hereby certify that the	e foregoing application was sign 201.\	ned in my p	presence and sworn	to before me this	24th day of
My Commission Expires	NOTARY PUBLIC - State of Kansas		Kim	Notary Public	
I pri	My, Appt Expires _ D - X	FEE SCHED	UI F		
		LEL OUTED	Minte		
Each application to change tapplication fee set forth in the	the place of use, the point of diversi e schedule below:	ion or the use	e made of the water un	der this section shall be	accompanied by the
(2) Application to 0 (3) Application to 0	change a point of diversion 300 feet change a point of diversion more that change the place of use	an 300 feet			\$200 \$200

Make check payable to Kansas Department of Agriculture.

WATER RESOURCES
RECEIVED

DEC 3 1 2014

Submit To: CHIEF ENGINEER
Division of Water Resources
Kansas Department of Agriculture
109 SW 9th Street, 2nd Floor
Topeka, KS 66612-1283
www.ksda.gov/dwr

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE, THE POINT OF DIVERSION OR THE USE MADE OF THE WATER UNDER AN EXISTING WATER RIGHT



Filing Fee Must Accompany the Application

(Please refer to Fee Schedule on signature page of application form.)

Paragraph Nos. 1, 2, 3, 4 & 8 must be completed. Complete all other applicable portions. A topographic map or detailed plat showing the authorized and proposed points(s) of diversion and /or place of use must accompany this application.

1.	Application is hereby made for approval of the Chief Engineer to change the	
		WATER RESOURCES RECEIVED
	(Check one or more)	
	☐ Use Made of Water	DEC 3 1 2014
	File No. 49 475	12:57 KS DEPT OF AGRICULTURE
2.	File No. 48,175 Name of applicant Sansa E. Litto A	WATER RESOURCES RECEIVED
	Address: 2878 US 24 Hwy	MAY 0 2 2016
	City, State and Zip: RELOIT, KS 47420	KS DEPT OF AGRICULTURE
	Phone Number: (785) 738 - 8516 E-mail address:	
	What is your relationship to the water right; owner tenant agent other? If other,	, please explain
	Name of water use correspondent:	
	City, State and Zip:	
	Phone Number: (785) 738-7952 E-mail address: Diketrailcottle@	outlook.com
3.	The change(s) proposed herein are desired for the following reasons (please be specific): overlap in place of use with new application and #48,504.	To install another pivot and
	The change(s) (was) (will be) completed by <u>upon approval.</u> (Date)	
	r Office Use Only: O. 3 GMD — Meets K.A.R. 5-5-1 (YES) NO) Use IRR Source G S County OT de CPU Fee \$ 200 TR# 15 NO NULLO Receipt Date [2-3] - P	By BAT Date (-5-/5
	1,021118	1/13/2015 UM
		TIDIOTO WI

File	No.	48.	175	

4. Th	e pres	ently au	ıthoriz	ed pla	ce of	use is	: ,		1						,				
	Owne	er of La	nd —	- NAN	IE:		Han	uc (N/ B	N-	Est	ATL		JIL) () 5 17	- Fe	<u>rms</u>	uc
			ΑĐ	DRES	ss:	P	3 B0	<u>×-</u>	309	<u>ء ج</u>	4AL	1. 74	_7	7411	4		· ——————		
				NE	Ξ1/4			N/	V1/4				V1/4			SI	E1⁄4		TOTAL
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
18	10	3W									36	40	40	40		40	40		236
			<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>		. 504			L	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u></u>	<u></u>	L
List an	_	water	-																
	Owne	er of La													·				
			AD	DRES	SS:			··											<u> </u>
		_		NE		054	NEW	1	V¼	CE1/	NE1/4	T	V1/4 SW1/4	SE1/4	NE1/4	NW14	5W1/4	SE1/4	TOTAL ACRES
Sec.	Twp.	Range	NE1/4	NVV/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE74	144774	SVV/4	GE74	NE74	1447/4	00074	OL/4	
				<u> </u>				 			 					<u> </u>			
			ļ		<u> </u>				ļ. 		ļ	ļ				<u> </u>	<u> </u>		
																,			
List an	y other	water	ights 1	that co	ver th	is pla	ce of u	ise											
5. Iti:		sed tha er of La	nd	NAM	E:	M	me	Con	1077	AN	Est				<u> </u>	- F	- BEN	s (40
			AD	DRES	s:	<u> P</u>	150	<u> </u>	305	1	424	TX	77	474				·	
				NE					V1⁄4			sv		<u> </u>			1/4		TOTAL ACRES
Sec.	Twp.	Range	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW¼	SE1/4	NE%	NW1/4	SW1/2	SE%	NE%	NW1/4	SW1/4	SE1/4	
18	10	3W			35	35_		<u> </u>			36-	¥0. ₹ 7. 5	40,62	40		40	40		306
												5017							
ist any	y other	water r	ights t	hat co	ver th	is plac	e of u	se			' <u>-</u>								
	Owne	er of La	nd	NAM	E:				·						·—				·
				NE	1/4			NV	11/4			SV	11/4			SE	1/4		TOTAL
Sec.	Twp.	Range	NE¼	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	ACRES
						_					WA	TER R	ESOL	RCES					
												REC	EIVE)					
		· · · · · ·										YAY	2 2	16					
											(C DE	T OF	\00\c			WATE	-R RF	SOUF	CES
iet anv	other	water r	ights t	nat co	ver thi	s plac	e of u	se			S DEF	1 01 /	NOKIC	ULTUR	E	447411	RECE	n/FD	

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS AS NECESSARY 2014

d-11-10 yw

Edition of fine & South

The presently authori					File No. <u>48,175</u>	
	ized point(s) of diversion	on (is) (are)	one well	(Provide description and nu	mber of points)	
The proposed point(s	s) of diversion (is) (are)	no change	·		. ,	
				(Provide description and nu	mber of points)	
· · · · · · · · · · · · · · · · · · ·	thorized point(s) of d	iversion.				
	d point of diversion:	r of the		Ouartar of the	l ot 0	Ougete
				Quarter of the South, Range		
in Ottowa	County Kanea	15111P	foot North	4115 feet West of	Southoast corner of s	oction
	500 gpm Authoriz			4115 leet West of	Southeast corner or s	ection.
		•		feet North	feet West)	
•	ot be changed				1001 11001	
·	-	-				•
	liversion: (Complete			Quarter of the		Ouart
				South, Range		
				souin, Range feet West of		
	County, Narisa				Southeast corrier or s	CCUOII.
				 its that will use this poin	1	
Triis polititis Addi	illorial vveil Geo C	CHICI LIST	other water right	its that will use this poin		
Presently authorized	d point of diversion:					
One in the	Quarte	r of the		Quarter of the		Quarte
				South, Range		
				feet West of		
	Authoriz					
(DWR use only: Cor	mputer ID No	G	PS	feet North	feet West)	
This point will not	t be changed 🔲 Th	is point wi	ill be changed a	as follows:		
Proposed point of di	iversion: (Complete c	nly if chan	ige is requeste	<u>d)</u>		
One in the	Quarte	r of the		Quarter of the		Quarte
				South, Range		
				feet West of		
rnis point is: 🔲 Addit	TIONAL ANGUE TO CO C		otilei watel rigil	ts that will use this point		
			other water right		t	
Presently authorized	I point of diversion:			ts that will use this point		
Presently authorized	I point of diversion: Quarte	of the		ts that will use this point Quarter of the		Quarte
Presently authorized One in the of Section	I point of diversion: Quarte	ship	,	ts that will use this point Quarter of the South, Range		Quarte
Presently authorized One in the of Section n	I point of diversion: Quarte, Town County, Kansas	ship ,	feet North	ts that will use this point Quarter of the South, Range feet West of	Southeast comer of se	Quarte
Presently authorized One in the of Section n	I point of diversion: Quarte, Town County, Kansas	ship ,	feet North	ts that will use this point Quarter of the South, Range feet West of	Southeast comer of se	Quarte
Presently authorized One in the of Section n Authorized Rate DWR use only: Com	I point of diversion: Quarte, Town County, Kansas Authorize	ship , ed Quantity GF	feet North	ts that will use this point Quarter of the South, Range feet West of	Southeast comer of se	Quarte
Presently authorized One in the of Section n Authorized Rate DWR use only: Com	I point of diversion: Quarter Town County, Kansas Authorize nputer ID No.	ship ,ed Quantity GF is point wil	feet North PS Il be changed a	Quarter of the South, Range feet West of feet North is follows:	Southeast comer of se	Quarte
Presently authorized One in the of Section n Authorized Rate DWR use only: Com This point will not	I point of diversion: Quarter, Town County, Kansas Authorize nputer ID No. t be changed	ship , ed Quantity GF is point wil	feet North PS Il be changed a ge is requested	Quarter of theSouth, Rangefeet West offeet Norths follows:	Southeast corner of se	Quarte ection.
Presently authorized One in the of Section n Authorized Rate DWR use only: Com This point will not Proposed point of div	I point of diversion: Quarter , Town County, Kansas Authorize nputer ID No. t be changed	ship ed Quantity GF is point will nly if changer	feet North PS _ Il be changed a ge is requested	cuarter of the South, Range feet West of feet North is follows:	Southeast comer of se	Quarte ection. Quarter
Presently authorized One in the of Section n Authorized Rate DWR use only: Com _] This point will not Proposed point of div One in the of Section	I point of diversion: Quarter Town County, Kansas Authorize nputer ID No. t be changed	ship , ed Quantity GF is point wil nly if chand of the ship	feet North PS Il be changed a ge is requested	Quarter of the South, Range feet West of feet North is follows: Quarter of the south, Range feet North is follows:	Southeast comer of se	Quarte ection. Quarter W,
Presently authorized One in the of Section n Authorized Rate DWR use only: Com This point will not Proposed point of div One in the of Section n	I point of diversion: Quarter, Town County, Kansas Authorize nputer ID No t be changed	ship ed Quantity GF is point wil nly if chan of the ship	feet North PS Il be changed a ge is requested feet North	Quarter of theSouth, Rangefeet West ofsfollows: Quarter of thesfollows: Quarter of theSouth, Rangefeet West of \$1.5000. South, Rangefeet West of \$1.5000.	Southeast comer of se	Quarte ection. Quartel W
Presently authorized One in the of Section n Authorized Rate DWR use only: Com This point will not Proposed point of div One in the of Section Droposed Rate Proposed Rate	I point of diversion: Quarter , Town County, Kansas Authorize nputer ID No. t be changed	ship , ed Quantity Gis point wile inly if change of the ship I Quantity _	feet North PS II be changed a ge is requested feet North	Quarter of the South, Range feet West of feet North s follows: Quarter of the South, Range feet West of south, Range feet We	Southeast corner of se	Quarte ection. Quarter W ection.
Presently authorized One in the of Section n Authorized Rate DWR use only: Com This point will not Proposed point of div One in the of Section Droposed Rate Proposed Rate	I point of diversion: Quarter , Town County, Kansas Authorize nputer ID No. t be changed	ship , ed Quantity Gis point wile inly if change of the ship I Quantity _	feet North PS II be changed a ge is requested feet North	Quarter of theSouth, Rangefeet West ofsfollows: Quarter of thesfollows: Quarter of theSouth, Rangefeet West of \$1.5000. South, Rangefeet West of \$1.5000.	Southeast corner of se	Quarter Quarter W, ection.
Presently authorized One in the of Section n Authorized Rate DWR use only: Com This point will not Proposed point of div One in the of Section n Proposed Rate This point is:	I point of diversion: Quarter , Town County, Kansas Authorize nputer ID No. t be changed	ship , ed Quantity Gis point wile for the ship I Quantity enter List c	feet North PS II be changed a ge is requestedfeet North other water right	Quarter of the South, Range feet West of feet North South, Range feet West of South, Range feet West of South, Range feet West of sthat will use this point ersion which will no long	Southeast corner of se feet West) Goutheast corner of se feet be used. N/A	Quarter Quarter W, ection.
Presently authorized One in the of Section n Authorized Rate DWR use only: Com This point will not Proposed point of div One in the of Section n Proposed Rate This point is:	I point of diversion: Quarter , Town County, Kansas Authorize nputer ID No. t be changed	ship , ed Quantity Gis point wile for the ship I Quantity enter List c	feet North PS II be changed a ge is requestedfeet North other water right	Quarter of the South, Range feet West of feet North South, Range feet West of South, Range feet West of South, Range feet West of sthat will use this point ersion which will no long	Southeast corner of se	Quarter QuarterW, ection.

				File No. 40,175
12	Th	e nr	resently authorized use of water is for <u>irrigation</u>	pumoses
12.		•	oposed that the use be changed to no change	
13.	lf (chan	nging the place of use and/or use made of water, describe how the consumpt application is being filed concurrently.	ive use will not be increased.
		,		
	(PI	ease	show any calculations here.)	
14.	lt is	s rec	quested that the maximum annual quantity of water be reduced to N/A	(acre-feet or million gallons)
15.	lt is	s rec	quested that the maximum rate of diversion of water be reduced to N/A	gallons per minute (c.f.s.)
16.	1:2 Ka Dis	24,00 nsas stand ould	oplication must include either a topographic map or detailed plat. A U.S. Go., is available through the Kansas Geological Survey, 1930 Constant A s 66047-3726 (www.usgs.gov). The map should show the location of the poes North and West of the Southeast corner of the section must be shown also be shown. Identify the center of the section, the section lines and the statement of the section and the section, and range numbers on the map. In addition the following information.	venue, University of Kansas, Lawrence presently authorized point(s) of diversion i. The presently authorized place of use section comers and show the appropriate
	a.	lf a	change in the location of the point(s) of diversion is proposed, show:	
		1)	The location of the proposed point(s) of diversion. Distances North and W must be shown. Please be certain that the information shown on the m Paragraph Nos. 9, 10 and 11 of the application.	
		2)	If the source of supply is groundwater, please show the location of exidomestic wells, within ½ mile of the proposed well or wells. Identify each mailing address of the property owner or owners. If there are no wells with	well as to its use and furnish name and
		3)	If the source of supply is surface water, the names and mailing addresses and ½ mile upstream from your property lines must be shown.	s of all landowner(s) ½ mile downstream
	b.		change in the place of use is desired, show the proposed place of use b tain that the information shown on the map agrees with the information show	
,	loca wel	al so I log	documentation to show the change(s) proposed herein will not impair exist purce of supply as to which the water right relates. This information may in the test hole logs, and other information as necessary information to show the low.	clude statements, plats, geology reports,
į	der	ntify i	oposed change(s) does not meet all applicable rules and regulations of the the rules and regulations for which you request a waiver. State the reason should be granted. Attach documentation showing that granting the reques	on why a waiver is needed and why the
			IF MORE SPACE IS NEEDED, ATTACH ADDITIONALE RECEIVED	TS AS NECESSARVESOURCES

MAY 0 2 2016

DEC 3 1 2014

File No.	48,175
----------	--------

Any use of water that is not as authorized by the water right or permit to authorize water <u>before</u> the chief engineer approves this application is a violation of the Kansas Water Appropriation Act for which criminal or civil penalties may be assessed. Such violation is a class C misdemeanor, punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. K.S.A. 82a-728(b). Civil penalties shall be not less than \$100 nor more than \$1,000 per violation. In the case of a continuing violation, each day such violation continues may be deemed a separate violation. In addition to these penalties the water right may be modified or suspended. K.S.A. 82a-737, as amended.

The application must be signed by all owners of the place of use authorized under the water right and his or her spouse, if married. Please indicate if there is no spouse. If land is being purchased under contract, the seller must sign as landowner until such time as the contract is completed.

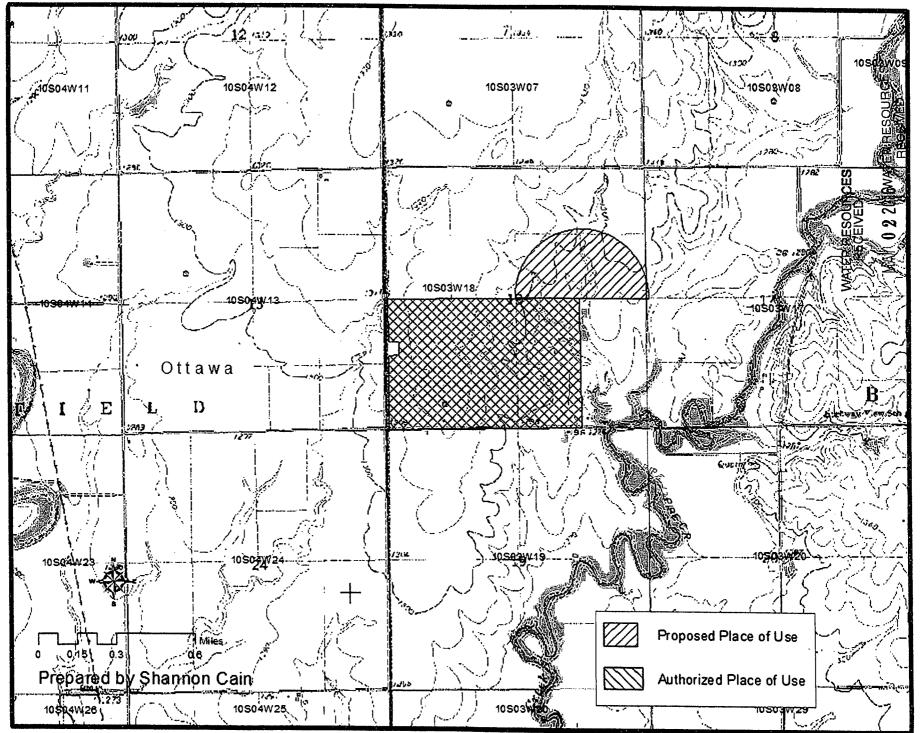
In the event that all applicants cannot appear before one notary public, they may as necessary sign separate copies of the application before any notary public conveniently available to them. All copies signed in this manner shall be considered to be valid parts of the application.

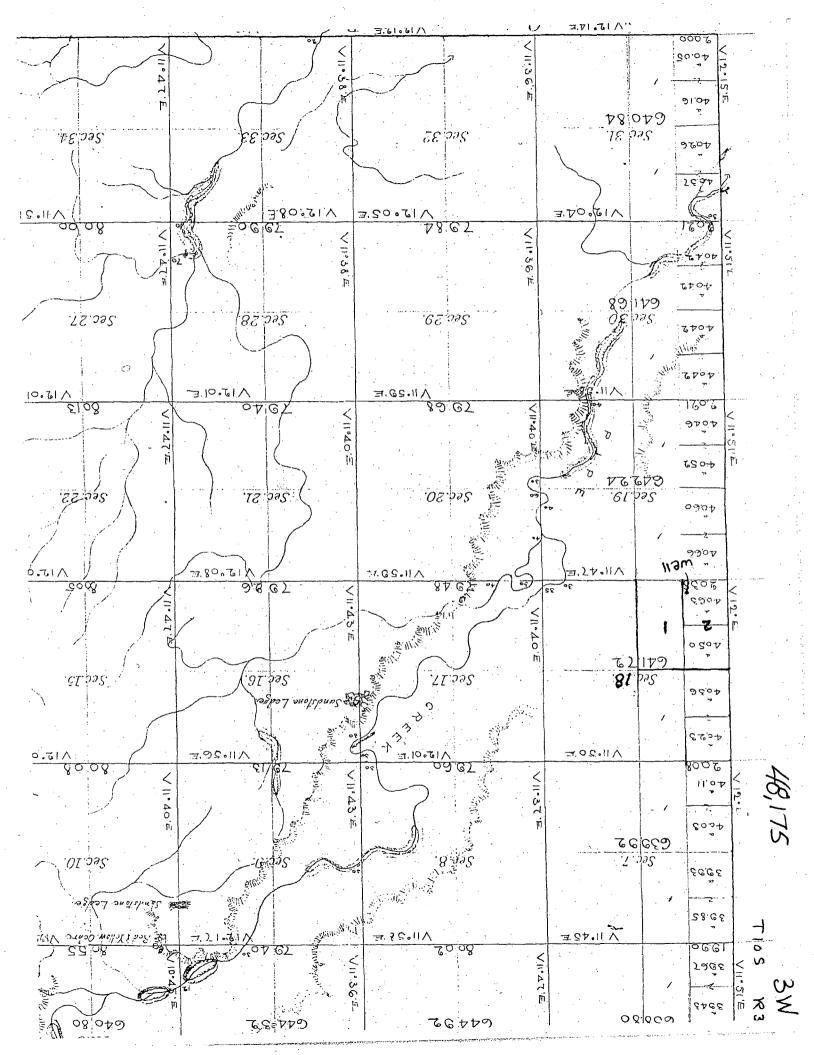
If the request is signed on behalf of any Owner by someone with legal authority to do so (for example, an agent, one who has power of attorney, or an executor, executor, conservator), it will be necessary to attach proper documents showing such authority.

I declare that I am an owner of the currently authorized place of use as in authorized to make this application on their behalf, and declare further complete. By filing this application I authorize the chief engineer to permiss specified in sections 14 and 15 of this application.	hat the statements contained herein are true, correct, and
Dated at Lebyt Deconorm, Kansas, this	14th day of Decomber, 2014.
James & Litton POA	
JAMES E. L'HOW	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
(Owner)	(Spouse)
(Please Print)	(Please Print)
State of Kansas County of Mitchell Ss	
I hereby certify that the foregoing application was signed in my presented became, 20 14.	Kim Hestina
My Commission Expires NOTARY PUBLIC - State of Kansas KIM HESTING	Notary Public
FEE SCHEDULE	
Each application to change the place of use, the point of diversion or the use manapplication fee set forth in the schedule below:	le of the water under this section shall be accompanied by the
 (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use (4) Application to change the use made of the water	
Make check payable to Kansas Department of Agriculture.	WATER RESOURCES RECEIVED WATER RESOURCES RECEIVED
	MAY 0 2 2016

KS DEPT OF AGRICULTURE

DEC 3 1 2014





1320 Research Park Drive Manhattan, Kansas 66502 (785) 564-6700



900 SW Jackson, Room 456 Topeka, Kansas 66612 (785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

April 11, 2016

JAMES E LITTON 2878 US HWY 24 BELOIT KS 67420 FILE COPY

RE: Water Right

File Nos. 48,175 & 48,504

Dear Mr. Litton:

Reference is made to the applications for approval of the Chief Engineer to change the place of use under the referenced file numbers which were received in this office on December 31, 2014. Upon review of the applications, we find that additional information is needed.

It is required by K.A.R. 5-5-5, Signatures required on change application, that the Division of Water Resources, is required to obtain a notarized signature from each landowner, or a duly authorized agent. Records in this office indicate that Wildcat Farms LLC are owners of the proposed place of use and will need to sign as owner of the place of use in Section 18, Township 10 South, Range 3 West. If the property ownership is different than that as indicated by the updated Part 4 of the application, please provide documentation to that effect and have the landowner and their spouse or duly authorize agent sign. If the land is held in a trust please have the trustee sign as such. All signing must be done with a notary public present.

A copy of the applications and new signature pages are enclosed so that land owners may sign. In order for the applications retain their priority of filing the enclosed signature pages must be returned to this office on or before April 29, 2016. According to law, default in the refiling of the requested information as outlined above within the time allowed or any authorized extension of time, shall cause dismissal of the applications for change under the above referenced file numbers. Should you need additional time please give me a call.

Sincerely,

Change Application Unit Supervisor

BAT:am Enclosures

pc: Stockton Field Office

Taner Litton

nt A. Turnev. P.G

SCANNED

Topeka • Kansas City • Manhattan • Garden City • Parsons • Stafford • Stockton

McColloch, Austin

From:

Stewart, Kelly

Sent:

Monday, June 27, 2016 4:19 PM

To:

McColloch, Austin

Cc:

Billinger, Mark; Hageman, Rebecca

Subject:

RE: Recommendation File Nos. 48.175; 48,504; 49,246

Austin,

I have no objection to the approval of the change applications for File Nos. 48,175 & 48,504.

Kelly

From: McColloch, Austin

Sent: Monday, June 27, 2016 8:23 AM

To: Stewart, Kelly <Kelly.Stewart@KDA.KS.GOV> **Cc:** Billinger, Mark <Mark.Billinger@KDA.KS.GOV>

Subject: Recommendation File Nos. 48.175; 48,504; 49,246

Good morning,

I would like your recommendation on these files submitted by James Litton.

Thanks,

Austin McColloch Environmental Scientist (785) 546-6643

Parcol	Search Results (Click on t	L		DIt-1
	Dear Cir Results (Click on t	· .	nder for Detailed	Results)
Owner Information	Property Address	Property Description	Apr Amount	Prop Class
072-084-18-0-00- 00-001.00-0 Quick Ref ID = 1946 Tax Year = 2015 KINDALL, BRENTON L & ELIZABETH A	00000 PRAIRIE RD, Minneapolis, KS 67467 ACRES=236 Neighborhood=013.H	\$18, T10, R03W, ACRES 236, X1/2 NE 1/4 & NW 1/4 EXC RD ROW	\$68,380	Agricultural Use
Owner Mailing Address: 1225 N 120TH RD MINNEAPOLIS, KS 67467-8557			-	:
072-084-18-0-00- 00-002.00-0 Quick Ref ID = 1947 Tax Year = 2015 WILDCAT FARMS, LLC	00000 N 120TH RD, Minneapolis, KS 67467 ACRES=153.2 Neighborhood=013.H	R03W, ACRES 153.2, SW 1/4	\$45,360	Agricultural Use
Owner Mailing Address: %CHERYL MELLENTHIIN 1884 BOSTIK RD CAT SPRINGS, TX 78933		TO POB EXC RD ROW		
072-084-18-0-00- 00-003.00-0. Quick Ref ID = 1948 Tax Year = 2015 CLANTON FAMILY REVOCABLE TRUST	1534 N 120TH RD, Minneapolis, KS 67467 ACRES=4.03 Neighborhood=013.H	\$18, T10, R03W, ACRES 4.0, TR BEG 400' \$ OF NW COR SW 1/4 S 800' £ 250' N 800' W 250 TO POB EXC RD	\$171,600	Residential
Owner Mailing Address: 1534 N 120TH RD MINNEAPOLIS, KS 67467		ROW		
072-084-18-0-00- 00-004.00-0 Quick Ref ID = 1949 Tax Year = 2015 DUVALL, LEE ANN IRREVOCABLE TRUST	00000 OXBOW RD, Minneapolis, KS 67467 ACRES=39.6 Neighborhood=013.H	S18, T10, R03W, ACRES 39.6 NE 1/4 SE 1/4	\$11,610	Agricultural Use
Owner Mailing Address: 1442 GLOBE RD LEWISBURG, TN 37091				

Tax Year = 2015 MCHENRY, CRAIG & KATHY J	ACRES=39.5 Neighborhood=013.H	ROW		
Owner Mailing Address: 1281 OXBOW RD MINNEAPOLIS, KS 67467				
072-084-18-0-00- 00-005.10-0 Quick Ref ID = 1951 Tax Year = 2015 WILDCAT FARMS, LLC	00000 OXBOW RD, Minneapolis, KS 67467 ACRES=119.7 Neighborhood=013.H	S18 , T10 , R03W , ACRES 119.6 , W 1/2 SE 1/4 & SW 1/4 NE 1/4 EXC RD ROW	\$40,130	Agricultural Use
Owner Mailing Address: %CHERYL MELLENTHIIN 1884 BOSTIK RD CAT SPRINGS, TX 78933			·	
072-084-18-0-00- 00-005.20-0 Quick Ref ID = 1952 Tax Year = 2015 WILDCAT FARMS, LLC	00000 OXBOW RD, Minneapolis, KS 67467 ACRES=39 Neighborhood=013.H	S18, T10, R03W, ACRES 39.1, SE 1/4 NE 1/4	\$10,820	Agricultural Us
Owner Mailing Address: %CHERYL MELLENTHIIN 1884 BOSTIK RD CAT SPRINGS, TX 78933				

Parcel Search powered by



THOMSON REUTERS

•
CMG PU 5-5-11 NOT CONT- File No. 48, 5049 48,175 Name: LITON
Are all the owner's signatures (place of use owners also) on the application?
Is right in good standing (not abandoned/ no over pumping/ no fees owed)? N^{δ}
Does written application:
current pd location: match WRIS info(Y) N application map?(Y) N
proposed pd location: match WRIS info? Y N application map? Y NNA Lot API
✓current pu location: match WRIS info (Y)N application map? (Y)N
proposed pu location: match WRIS info? Y N application map? Y N
Are there wells located within – mile? Have they been notified? Y N NA
Same/ different source of supply?

In an IGUCA or special use area? Y(N) Certificate or approval of application? Have there been previous changes approved?

If pd change, is the move less than 2,640 feet? Y N If pd change, has spacing been met between nearby wells? Y N PD Overlaps?

PU Overlaps?

Base Acers/ Max acres legally irrigated/ Increase in base acreage?

Reasonable quantity 50% NIR 85% efficiency?